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11 Attorney for Defendant
12 MIKIAL NAJJIR

13 **UNITED STATES DISTRICT COURT**

14 **NORTHERN DISTRICT OF CALIFORNIA**

16 UNITED STATES OF AMERICA, No. 11-00902 RS

17 Plaintiff,

18 v.

19 MIKIAL NAJJIR,

21 Defendant./

22 **Stipulation, Declaration, and Order**

23 IT IS HEREBY STIPULATED between BARRY MORRIS, attorney for
24 defendant, MIKIAL NAJJIR, and PHILIP KEARNY, attorney for the United States,
25 that sentencing, previously set for July 24, 2012, be continued until
26 August 28, 2012 at 2:30 p.m. This stipulation is based upon the attached
27 declaration of BARRY MORRIS.

28 Dated: July 11, 2012

s/
BARRY MORRIS
Attorney for Defendant
MIKIAL NIJJAR

s/
PHILIP KEARNY
Attorney for the United States

Declaration of Barry Morris

I, BARRY MORRIS, do hereby declare under penalty of perjury that the following is true and correct:

1. I am an attorney licensed to practice law in the United States District Court for the Northern, Central, and Eastern Districts of California and the United States Court of Appeals for the Ninth Circuit, and the United States Supreme Court. I represent the defendant in the above-entitled action;

2. I am leaving for a long planned, prepaid two week vacation with my son on July 13, 2012. Through absolutely no fault of the defendant or pretrial services -- it was all my fault -- the pretrial officer did not have an opportunity to interview my client prior to preparing the presentence report. In my absence, co-counsel will make the defendant available for interview with pretrial services so that an amended presentence report may be submitted to the court at the time of sentencing.

Dated: July 11, 2012

BARRY MORRIS
Attorney for Defendant
MIKIAL NAJJIR

Order

GOOD CAUSE APPEARING THEREFOR, it is hereby ordered that the sentencing, previously set for July 24, 2012, be continued until August 28, 2012 at 2:30 p.m.. Time is excluded for the effective preparation of counsel.

Dated: 7/12/12

UNITED STATES DISTRICT JUDGE